

AMENDED
CIVIL COVER SHEET

COUNTY IN WHICH THIS ACTION AROSE: OAKLAND

JJS 44 11/99

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I (a) PLAINTIFFS

John Acker, Kari Acker,
(See attached for remaining plaintiffs)

(b) County of Residence of First Listed Plaintiff: Oakland
(EXCEPT IN U.S. PLAINTIFF CASES)

DEFENDANTS**ORIGINAL**

Doeren Mayhew & Company Professional Corporation d/b/a Doeren Mayhew, Todd R. Fox, James P. O'Riley, Joanne Fox, Nancy O'Riley and Samjack Investments, Inc.

County of Residence of First Listed Defendant Oakland
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Jaffe, Raitt, Heuer & Weiss, P.C.
R. Christopher Cataldo (P39353)
27777 Franklin Road, Suite 2500
Southfield, Michigan 48034
(248) 351-3000

ATTORNEYS (IF KNOWN)

FOLEY & LARDNER LLP
Scott T. Seabolt (P55890)
500 Woodward Avenue, Suite 2700
Detroit, MI 48226
(313) 234-7100

II. BASIS OF JURISDICTION

(PLACE AN X IN ONE BOX ONLY)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES

(For Diversity Cases Only)

(PLACE AN X IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

Citizen of This State ☐ 1 PTF ☐ 1 DEF Incorporated or Principal Place of Business in This State ☐ 4 PTF ☐ 4 DEF

C ☐ 5
c ☐ 6

Case: 2:08-cv-11261

Judge: Cleland, Robert H

Referral MJ: Majzoub, Mona K

TES

IV. NATURE OF SUIT (PLACE AN X IN ONE BOX ONLY)

CONTRACT		TORTS		LABOR		PROPERTY RIGHTS		SOCIAL SECURITY		FEDERAL TAX SUITS	
<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> 111 Marine	<input type="checkbox"/> 112 Marine	<input type="checkbox"/> 113 Miller Act	<input type="checkbox"/> 114 Negotiable Instrument	<input type="checkbox"/> 115 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 116 Medicare Act	<input type="checkbox"/> 117 Recovery of Defaulted Student Loans (Excl. Veterans)	<input type="checkbox"/> 118 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 119 Stockholders' Suits	<input checked="" type="checkbox"/> 120 Other Contract	<input type="checkbox"/> 121 Contract Product Liability
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CIVIL COVER SHEET

I (A) PLAINTIFFS - CONTINUED

HENRY ABRAMS, MICHAEL ABRAMS, BRIAN
ADELMAN, JEFFREY AUGUSTYN, PATRICIA
AUGUSTYN, KATHERINE BARKER, MICHAEL
BARKER, AMY BENGALA, MARIO BENGALA,
MARK BERGIN, LORETTA BERTUCCI, KEITH
BOROWY, KAREN BOROWY, PATRICIA
BURGESS, PATRICK BURGESS, ROBERT
CANZANO, NATALIE CARROLL, MATTHEW
CARTER, PHILIP CARTER, ANDREW COLMAN,
DEBORAH COLMAN, JOHN DOMBROWSKY,
SUSAN DOMBROWSKY, ANNETTE EICHEN,
GARY EMERICK, KATHRYN EMERICK, FRED
FERBER, MARVIN FREEDMAN, ROCHELLE
FREEDMAN, MORTON F REEDMAN, MICHAEL
SCOTT FREELAND, IRWIN GOREN, STEVEN
GOREN, LINDSAY GROSS, HAROLD HADDEN,
JOANNE HADDEN, JACQUELIN HOLUBKA,
BEVERLY HOWE, PAMELA HOWE, THOMAS
HOWE, JEROME KAUFMAN, DANIEL
KENNEDY, LISA KENNEDY, VICTOR KUBANI,
GINO LEDONNE, RONALD LICHT, GILBERT
MAYER, MICHAEL MCNAMARA, JILL MEHR,
VIRGINIA MEHR, PEPINO MELONI, DAVID
MOSS, JOHN MURPHY, RITA MURPHY,
THOMAS A. OBERTS, GARY O'BRYAN,
KATHRYN O'BRYAN, KATHY O'BRYAN,
PATRICK O'BRYAN, DONALD ORLICH,
PATRICIA ORLICH, RICHARD PADDISON,
WENDY PADDISON, DOUGLAS PIGOTT,
KIRSTEN PIGOTT, HERBERT RECHTER,
MITCHELL RECHTER, RONALD RECHTER,
DEAN RHODES, DANIELLE RUSS, KATHLEEN
RUSS, WILLIAM SILVERSTONE, MURRAY
SNYDER, BRENDA STEUR, JULIE STEVENSON,
MARK STEVENSON, MARVIN TRIMAS,
CHRISTINE WYZER, WILLIAM WYZER,
MICHAEL ZIMMERMAN, ALRON
CONNECTICUT LLC, ALRON FLORIDA HILTON
LLC, AMERICAN ALLOYS INC., GET YOUR RED
ON, LLC, and TPH INVESTMENTS, INC.

AND

PRASHANT ARYA, SMRITI ARYA, GUS
AVGOUSTIS, BETH BALOGH, LAUREN
BARKER, SAM BARON, T IM BERGER, RONALD
E. BITTKER, THOMAS BOHN, MARY BOHN,
JEAN BURNS, TONIA BUSCH, LINDA
CANZANO, DAVID CARROLL, RICCARDO, J.
CECCACCI, EUGENE F. CHRISTIE, JUDITH W.
CHRISTIE, MICHELLE COLYER, ILENE CRESS,
GARY CROCKER, JIM CZAPLA, PATRICIA
DAVIS, ROBERT DAVIS, JOSEPH DECKER,
ROBERT LEE DERANEK, JUSTIN DEWITTE,
DELYNN DINDOFFER, TIMOTHY DINDOFFER,
WILLIAM DISALVATORE, ABRAM DOBRUSIN,
ANNA DOBRUSIN, BRYCE H. DOCKINS,
JOSEPHINE DOCKINS, STEVEN FINK,
GREGORY FOGLE, JUSTIN, R. FOGLE, ANNE A.
GILES, DANIEL K. GILES, ELEANOR GOREN,
FRED GOREN, RICHARD HAMBLEY,
CATHERINE HAMBLEY, CAROL HARRIS,
ROBERT HARRIS, DAVID HATTIE, JAMES M.
HEPPARD, HARRY HILL, MADELINE HILL,
BRENT HODGE, TRACY HODGE, MICHAEL
HORGAN, LISA HORGAN, WALLACE HOWE,
HEATHER HUNTER, JOSEPH HUNTER,
RICHARD W. JEDOWOLASKI, JR., SAMUEL
KIRK DENISE M. KIZY, JOSEPH KUBANI, ERIC I.
KUTINSKY, KAY KUTINSKY, BRIAN
LAMBRECHT, KRISTINE LAMBRECHT, DIANA
LANSBERG, MARK LARAIA, ROBIN LARAIA,
DAVID LAWRENCE, MICHAEL LAX, YVONNE
LAX, NANCY LEVERENCE, DEMETRIOS
LIAROS, CLAIRE LIPTEN, GREGORY LITTLE,
PATRICIA L. LITTLE, PENNY S. LUNDBERG,
STEVEN L. LUNDBERG, JUDITH A. MACADAM,
WILLIAM F. MACADAM, JR., FRANK
MANCHEL, SALVATORE MANNINO, DAVID
MCGAHEY, VALERIE MCGUIRE, VERN
MCKEEVER, MATTHEW MEYER, SIDNEY
MILLER, TERESA MITCHELL, BRIAN
NICHOLSON, CATHERYNE NICHOLSON,
THOMAS O'BRYAN, LISA O'CONNER, THOMAS
O'CONNER, BRUCE A. OLSON, JUDY A. OLSON,
JOHN H. OSTRANDER, SALLY PAULS, DONALD
PETERSON, DAPHNE PETERSON, SUZANNE
PEW, JAMES PHIPPS, RONDA PHIPPS, DOLORES
PIELACK, STANLEY PIELACK, GEORGE

POLETES, LISETTE POLETES, DEBORAH
POUSHO, JEFF Pousho, NANCY A. REID, ROSE
RHODES, MARY ANN RICKENS, WALTER
RICKENS, JUDY ANN ROGERS, ROBERT E.
ROSE, PHILIP J. RUEHL, DAVID SAAR, GORDON
SCARLETT, MARKUS SCHLIPPHAK, DIANA
SCHRODER, BEVERLY SHAVER, THOMAS
SHAVER, JOHN SHOLANDER, STEVEN
SHUSTER, RALPH SILVEY, SHIRLEY SILVEY,
BRYAN SMITH, JENNIFER SMITH, TERRANCE
SMITH, GORDON E. SNAVELY, ROSEMARY C.
SNAVELY, JEANNE H. SNIDER, KENNETH J.
SNIDER, JOHN SOKOLIK, STUART SPRAGUE,
LINDA ST. LOUIS, WILLIAM ST. LOUIS, STEVEN
T. SUNDERBERG, JOHN THOMAS, BEVERLY
TUORI, WILLIAM TUORI, STEVE VELASCO,
JAMES VELTHOVEN, MICHAEL VELTHOVEN,
PAUL VIVIANO, DARRYL WEBB, JULIE WEBB,
MARRIANNA WEBB, RYAN WEBB, MARK
WEISS, JAMES WHITE, MARY WHITE, RONALD
WINTERS, CHRISTOPHER ZERBA, JULIE
ZERBA, YVONNE ZERBA, JOE ZIELKOWSKI,
ROBERT ZIELKOWSKI, ATLANTIS
COMMUNICATIONS PROJECT LLC, BEVERLY
HOWE TRUST, BGLG LLC, BJW INVESTMENTS
LLC, CALIFORNIA HILTON COMMUNICATIONS
LLC, DCMD COMMUNICATIONS LLC,
DYNAMICS FINANCIAL LLC, ENGINEERING BY
THE RUEHLS INC., FLORIDA HILTON
COMMUNICATIONS LLC, GORDON E.
SNAVELY FAMILY TRUST, GOTHAM CITY
COMMUNICATIONS LLC, HALE TRUST,
HAMBLEY FAMILY TRUST, ITALIAN PROJECT
TELECOM LLC, JUST INVESTMENTS
SOLUTIONS LLC, MACAU ISLAND
COMMUNICATIONS PROJECT LLC, MARVIN
AND MARSHA TRIMAS TRUST, MT
INVESTMENT GROUP LLC, NATALIE CARROLL
TRUST, PETERSON FAMILY TRUST, PIELACK
FAMILY TRUST, ROSEMARY C. SNAVELY
FAMILY TRUST, SKI TEC INC., SPECS INC.,
TBNJ TELECOM LLC and WALLACE E. HOWE
TRUST,

Plaintiffs

PURSUANT TO LOCAL RULE 83.11

1. Is this a case that has been previously dismissed?

☐ Yes

☒ No

If yes, give the following information:

Court: _____

Case No.: _____

Judge: _____

2. Other than stated above, are there any pending or previously discontinued or dismissed companion cases in this or any other court, including state court? (Companion cases are matters in which it appears substantially similar evidence will be offered or the same or related parties are present and the cases arise out of the same transaction or occurrence.)

☒ Yes

☐ No

If yes, give the following information:

Without admitting that the cases constitute "companion cases" as defined under Local Rule 83.11, Defendants disclose the following pending cases:

Court: Eastern District of Michigan

Case No.: 2:07-cv-14954

Judge: John Feikens

Court: Eastern District of Michigan

Case No.: 2:08-cv-10927

Judge: Julian Abele Cook

Court: Eastern District of Michigan

Case No.: 08-cv-11053

Judge: Paul D. Borman

Notes : _____